

JUN 15 2006

PETERS, VERNY, JONES, SCHMITT & ASTON, LLP

*425 Sherman Avenue, Suite 230
Palo Alto, CA 94306
Telephone: (650) 324-1677
Facsimile: (650) 324-1678*

FAX TRANSMISSION COVER SHEET

Date: JUNE 15, 2006

To: US Patent and Trademark Office

Fax: (571) 273-8300

Re: Attorney Docket No.: 4004.10-4 (SMS)
Serial No.: 10/691,880
Filed: OCTOBER 23, 2003

Sender: Susan M. Schmitt

**YOU SHOULD RECEIVE 6 PAGES, INCLUDING THIS COVER SHEET.
IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL (650) 324-1677**

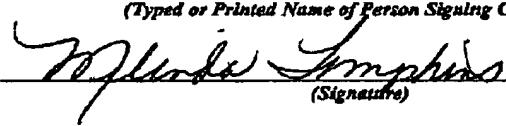
CONFIDENTIALITY NOTE:

The documents accompanying this facsimile transmission contain information from the law firm of PETERS, VERNY, JONES & SCHMITT, L.L.P., which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named in this transmission sheet above. If you are not the intended recipient, you are hereby notified that any disclosures, copying, and distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited, and that the documents should be returned to this firm immediately. In this regard, if you have received this facsimile transmission in error, please notify us by telephone immediately so that we can arrange for the return of the documents to us at no cost to you.

Enclosed:

1. Certificate of Transmission by Facsimile;
2. Transmittal of Supplemental Information Disclosure Statement under 37 CFR 1.97(c);
and
3. Supplemental PTO Form 1449.

JUN 15 2006

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): MIR A. IMRAN			Docket No. 4004.10-4
Application No. 10/691,880	Filing Date OCTOBER 23, 2003	Examiner JASTRZAB, JEFFREY R.	Group Art Unit 3762
Invention: GASTRIC TREATMENT AND DIAGNOSIS DEVICE AND METHOD			
<p>I hereby certify that this <u>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</u> <small>(Identify type of correspondence)</small> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> on <u>JUNE 15, 2006</u> <small>(Date)</small></p> <p><u>MELINDA TOMPKINS</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>  <small>(Signature)</small></p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

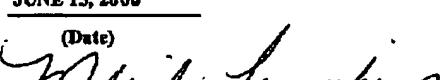
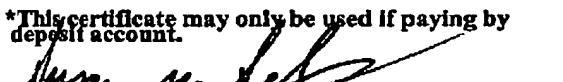
P18/REV02

JUN 15 2006

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. 4004.10-4	
In Re Application Of: MIR A. IMRAN					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/691,880	10/23/2003	JASTRZAB, JEFFREY R.	23308	3762	9003
Title: GASTRIC TREATMENT AND DIAGNOSIS DEVICE AND METHOD					
<p>Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p>					
37 CFR 1.97(b)					
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.					
37 CFR 1.97(c)					
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:					
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);					
OR					
<input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).					

P10A/REV05

JUN 15 2006

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))						Docket No. 4004.10-4
In Re Application of: MIR A. IMRAN						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/691,880	10/23/2003	JASTRZAB, JEFFREY R.	23308	3762	9003	
Title: GASTRIC TREATMENT AND DIAGNOSIS DEVICE AND METHOD						
Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<p><input type="checkbox"/> A check in the amount of _____ is attached.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>16-1331</u> as described below.</p> <p><input type="checkbox"/> Charge the amount of _____</p> <p><input type="checkbox"/> Credit any overpayment.</p> <p><input checked="" type="checkbox"/> Charge any additional fee required.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p>						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
Certificate of Transmission by Facsimile* I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa (571) 273-8300				Certificate of Mailing by First Class Mail I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____		
<u>JUNE 15, 2006</u> (Date)  Signature MELINDA TOMPKINS Typed or Printed Name of Person Signing Certificate				_____ (Date) Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Certificate		
*This certificate may only be used if paying by deposit account.  Signature SUSAN M. SCHMITT (REG. NO. 34,427) PETERS, VERNY, JONES, SCHMITT & ASTON LLP 425 SHERMAN AVENUE, SUITE 230 PALO ALTO, CA 94306 TEL: (650) 324-1677 FAX: (650) 324-1678						
Dated: JUNE 15, 2006						

FOR PTO-1449 (Modified)

**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANTS INFORMATION DISCLOSURE**
STATEMENT
SUPPLEMENTAL
 (Use several sheets if necessary)

ATTY. DOCKET NO. 4004.10-4

SERIAL NO.

10/691,880

APPLICANT : MIR A. IMRAN

FILED:
OCTOBER 23, 2003

GROUP 3762

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
						1	2	3	4
AA2	6 2 0 5 3 5 9	3/20/2001	BOVEJA						
BB1	6 3 6 6 8 1 4	4/2/2002	BOVEJA, ET AL.						
CC1	6 8 7 9 8 5 9	4/12/2005	BOVEJA						
DD1	6 5 9 1 1 3 7	8/8/2003	FISCHELI, ET AL						
EE1	6 6 0 6 5 1 8	8/12/03	CIGAINA						
FF1	6 5 7 1 1 2 7	5/27/2003	BEN-HAIM, ET AL.						
GG1	6 6 8 4 1 0 4	1/27/04	GORDON, ET AL.						
HH1	6 3 2 7 5 0 3	12/4/01	FAMILONI						
II1	6 8 2 6 4 2 8	11/30/04	CHEN, ET AL.						
JJ1	6 8 9 5 2 7 8	5/17/2005	GORDON						
KK1	6 8 9 5 2 7 9	5/17/2005	LOEB, ET AL.						
LL1	2002 0 0 7 2 7 8 0	3/2/1937	POLEY						
MM1	2005 0 0 2 1 1 0 1	1/27/05	CHEN, ET AL.						
NN1	5 7 1 6 3 9 2	2/10/1998	BOURGEOIS, ET AL.						
OO3	2004 0 1 3 3 0 8 9	7/8/2004	KILCOYNE, ET AL.						
PP2	2004 0 0 5 9 3 9 3	3/25/2004	POLICKER, ET AL.						
QQ2	2003 0 0 5 5 4 6 3	3/20/03	GORDON, ET AL.						
RR2	2005 0 1 1 3 8 8 0	6/19/03	GORDON, ET AL.						
SS2	2004 0 1 6 2 5 9 5	8/19/04	KING						
TT2	2004 0 1 4 7 8 1 6	7/29/04	POLICKER, ET AL.						
UU2	2002 0 1 9 8 5 7 0	12/26/02	PUSKAS						
VV2	2002 0 1 6 1 4 1 4	10/31/02	FLESLER, ET AL.						
WW2	2003 0 2 1 2 4 3 9	11/13/03	SCHULER, ET AL.						
XX2	6 4 2 7 0 8 9	07/30/2002	KNOWLTON						
YY2	6 2 8 5 8 9 7	09/04/2001	KILCOYNE, ET AL.						
ZZZ	6 4 5 4 7 8 5	09/24/2002	DeHOYOS GARZA						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION			
						YES	NO		
SS3	WO 01 7 6 6 9 0	10/11/2000	PCT						
TT3	WO 02 2 6 1 0 1	04/04/2002	PCT						
UU3	WO 98 4 3 7 0 0	10/08/1998	PCT						
VV3	WO 00 3 0 5 3 4	06/02/2000	PCT						

OTHER	ART (Including Author, Title, Date, Pertinent Pages, Etc.)	
EXAMINER	DATE CONSIDERED	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

PVJSA CASE: 4004.10-8 (SMS)